



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

THOMAS WORRELL ET AL.

Serial No. **10/804,567**

Filing Date: **March 19, 2004**

For: **CONSTRUCTION OVERLAY
COMPOSITION AND WALL
STRUCTURE**

Art Unit: **3635**

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Responsive to the Notice to File Missing Parts mailed June 2, 2004, Applicant
encloses the following:

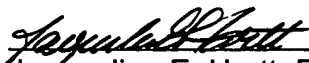
1. The Total Filing Fee has been calculated as shown below:

| CLAIMS AS FILED | | | | |
|--|-----------|-----------|---------|------------|
| FOR | NO. FILED | NO. EXTRA | RATE | FEE |
| Total Claims | 36 | 16 | \$18.00 | \$288.00 |
| Indep. Claims | 2 | 0 | \$86.00 | \$0.00 |
| SURCHARGE - Late Filing Fee or Oath or Declaration | | | | \$130.00 |
| Assignment Recordation Fee | | | | \$0.00 |
| Multiple Dependent Claim Fee | | | | \$0.00 |
| Basic Filing Fee | | | | \$770.00 |
| Total Filing Fee | | | | \$1,188.00 |

2. Copy of "Notice to File Missing Parts of Application" mailed June 2, 2004.

A check in the amount of \$1,188.00 is enclosed to cover the Total Filing Fee.
The Commissioner is authorized to charge or credit any discrepancies in fee amounts
to Deposit Account No. 01-0484.

Respectfully submitted,



Jacqueline E. Hartt, Ph.D.

Reg. No. 37,845

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Agent for Applicant

CERTIFICATE OF MAILING

I hereby certify that the foregoing is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, this 2nd day of August, 2004.



Edward Bradley



UNITED STATES PATENT AND TRADEMARK OFFICE

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IFWTH ✓

| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/804,567 | 03/19/2004 | Thomas Worrell | 0094001 DIV1 |

CONFIRMATION NO. 7088

09355

ALLEN, DYER, DOPPELT, MILBRATH & GILCHRIST, PA
 P.O. BOX 3791
 ORLANDO, FL 32802-3791

FORMALITIES LETTER



OC000000012839508

Date Mailed: 06/02/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$288 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$1188 for a Large Entity

- | | | |
|---|--------------------------------------|-----------|
| • \$770 Statutory basic filing fee. | 08/09/2004 MAHRED1 00000084 10804567 | |
| • \$130 Late oath or declaration Surcharge. | 01 FC:1001 | 770.00 OP |
| | 02 FC:1051 | 130.00 OP |
| | 03 FC:1202 | 288.00 OP |
| • Total additional claim fee(s) for this application is \$288 | | |

- \$288 for 16 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

AG

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE